

**GOVERNING BOARD WORKSHOP MEETING
HELD AT THE DOLLY HAND CENTER AUDITORIUM,
PALM BEACH COMMUNITY COLLEGE AT BELLE GLADE,
1977 COLLEGE DRIVE, BELLE GLADE, FLORIDA
WEDNESDAY, JANUARY 10, 2001
9:00 A.M.**

The following **BOARD MEMBERS** were present:

MICHAEL COLLINS, CHAIRMAN
MICHAEL MINTON, VICE-CHAIRMAN
TRUDI WILLIAMS
PATRICK GLEASON
GERALD FERNANDEZ
NICOLAS GUTIERREZ
HARKLEY THORNTON
VERA CARTER
MITCHELL BERGER

FRANK FINCH, P.E., SECRETARY

CALL TO ORDER

Chairman Collins called the meeting to order at 9:00 a.m.

Board questions for staff about any items on the Thursday Regular Meeting Agenda

Mr. Minton questioned items 25 and 33.

Ms. Williams questioned items 23, 32, 34, and 35.

Changes to Agenda

There were no changes.

Approval of Agenda

Board members approved the agenda by unanimous consent.

Opening Remarks

Chairman Collins welcomed members of the Martin and St. Lucie County Commissions, and others attending the off-site meeting.

Opening Ceremony

Mr. Gleason introduced members of the Pahokee High School Air Force Color Guard, and the Glades Community High School Chorus. Members of the Chorus presented a musical arrangement, which received a standing ovation by the audience.

Discussion of Local Area Issues

Mr. Finch introduced board members and local government officials.

The following local government officials were in attendance with the Board at the dais and presented comments to the Board and public. Their comments are included in a videotape of this meeting, which is available upon request.

Hon. Stephen Weeks, Mayor, City of Belle Glade;
Hon. Roy Singletary, Mayor, City of Pahokee;
Hon. Clarence Anthony, Mayor, City of South Bay;

Lake Okeechobee Scenic Trail (LOST) Presentation.

Ms. Vicki Silver, Lead Planner, Palm Beach County, presented information on this item.

Mr. Art Rubensen, U.S. Army Corps of Engineers, presented information on this item. A copy of the material used in his presentation is included in the official record of this meeting.

Water Shortage Update

Mr. Tommy Strowd, Division Director, Operations Control, Water Resource Operations, presented information on this item. A copy of the material used in his presentation is included in the official record of this meeting.

Mr. Dean Powell, Deputy Department Director, Planning, presented information on this item. A copy of the material used in his presentation is included in the official record of this meeting.

Panel Discussion - Agricultural Perspectives

Board members and local government officials agreed to participate in a panel discussion with representatives of the area agricultural industry.

Mr. Tom MacVicar, representing local agriculture businesses, presented an overview of issues of concern regarding water management projects in the Upper East Coast.

The following panel members represented local agricultural interests:

Moderator - Mr. Tom MacVicar, MacVicar, Federico and Lamb, Consultants;
Sugar Cane Representative - Mr. Charles Wilson, U.S. Sugar Corporation;
Vegetables Representative - Mr. Ed Hamilton, A. Duda & Sons, Inc.;
Sod Representative - Mr. Paul Gross, King Ranch;
Rice Representative - Mr. Modesto Ulloa'; and
Citrus Representative - Mr. Hugh English, Gulfcoast Citrus Growers.

Panel members, board members and local government officials discussed local water management issues from an agricultural perspective.

Rev. Richard Harris, a local minister, asked that the board and local government officials consider the effect of their actions on water resources and the people who are sustained by it.

Adjournment

There being no further discussion or business to come before the Board, the workshop meeting was adjourned at Noon.

Following adjournment, Board members toured the Everglades Agricultural Area.

**MINUTES OF A MEETING OF THE GOVERNING BOARD
OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT
HELD AT OFFICES OF THE DISTRICT,
3301 GUN CLUB ROAD, WEST PALM BEACH FLORIDA
THURSDAY, JANUARY 11, 2001
8:30 A.M.**

The following **Board Members** were present

Michael Collins, Chairman
Michael Minton
Vera Carter
Mitchell Berger
Nicolas Gutierrez
Patrick Gleason
Trudi Williams
Harkley Thornton
Gerardo Fernandez

Frank R. Finch, Executive Director

CALL TO ORDER

The Meeting was called to order at 8:30 a.m. by Chairman Collins, followed by the Inspiration and the Pledge of Allegiance to the Flag of the United States of America.

(1) OLD BUSINESS

A. Board Business

(December 14, 2000 Agenda)

Noticed in F.A.W. for 1/11/01 at 7:30 a.m.

Attorney-Client Session pursuant to Fla. Stat. Section 286.011(8) (2000) to discuss settlement negotiations or strategy related to litigation expenditures in: (1) Miccosukee Tribe of Indians of Florida v. South Florida Water Management District and Samuel Poole and Friends of the Everglades v. South Florida Water Management District. U.S. District Court, Southern District of Florida, Case Number(s) 98-6056-CIV and 98-6057-CIV; (2) Miccosukee Tribe of Indians of Florida, et al v. South Florida Water Management District et al., Circuit Court, Eleventh Judicial Circuit, Miami-Dade County, Florida, Case Number 99-03243 CA 01.

Chairman Collins adjourned the meeting. Board Members entered into an Attorney/Client Closed-Door Session to discuss this item.

Following discussion during the attorney-client closed door session, the Board re-convened in the Board auditorium.

3. Employee Recognition

Mr. Jerry Fernandez, Chairman of the Human Resources Committee, recognized the following employees as:

(2.) Team of the Month:

Mr. James Bridges, Chief Operator - Pump Stations, Mr. Norm Pasley, Chief Operator - Pump Stations, Mr. Gary Fischer, LS Diesel Engine Operator/Mechanic and Mr. Troy Tyler, Stationary Diesel Engine Operator/Mechanic.

4. Announcement of Abstentions and Approval of Agenda

Dr. Gleason abstained on item IIIB2.

Ms. Williams abstained on item IIIB2.

Mr. Minton abstained on item IIIB2.

Mr. Berger abstained on item IIIB2.

Additions, Deletions or Changes to the Agenda

Vice-Chairman Minton noted the addition of new agenda items including variances and water shortage orders. He suggested that more time may be needed by Board Members to review these items for possible abstentions. Board Members agreed to defer this item until later in the meeting.

5. Approval of Minutes

Mr. Gutierrez corrected the minutes of the December workshop. His corrections are included in underline in the minutes of that meeting.

Mr. Minton corrected the minutes of the December Audit Committee meeting. His corrections are included in underline in the minutes of that meeting.

Motion by Ms. Carter to approve the minutes of the December Regular meeting, the December Workshop meeting and the December Audit Committee meeting as corrected. Motion approved.

6. Carryover Items from Previous Agenda

Consideration of this item was deferred.

7. Note Items Pulled from Consent Agenda

Ms. Williams said all items she requested to be pulled have been resolved.

Chairman Collins expressed concern about items 57 and 58. He said the Board only received back-up material for that item on Wednesday, and has not had enough time to review the material.

Mr. Schweigart said these items are needed to meet the mandate to finish certain Everglades Construction Project efforts under deadline.

Board Members agreed to postpone consideration of items 57 and 58 until later in the meeting to allow a full briefing by staff.

8. Future Meeting Dates and Workshop Agendas

Chairman Collins presented the schedule of future meetings. A copy of the schedule is included in the official record of this meeting.

Mr. Finch asked that Board Members schedule a Budget workshop in February. Board Members agreed to schedule the workshop on Monday, February 26, 2001.

Mr. Thornton asked that staff schedule an update on the Kissimmee River Restoration, including a briefing on land acquisitions and the status of negotiations with landowners at the February 14 Workshop meeting.

Chairman Collins asked that the Board schedule a discussion in February on a new policy to hold off-site workshops annually in the Upper East Coast, Lower East Coast, Miami-Dade County, Lake Okeechobee, and the Lower West Coast.

B. Reports By Board Staff and Committees

1. Committees

There were no Committee Reports.

2. Staff of the Board

(a) Ombudsman's Report

Mr. Richard Williams, District Ombudsman, presented the report. A copy of the material used in his presentation is included in the official record of this meeting.

(b) General Counsel's Report

Mr. John Fumero, General Counsel, presented the report. A copy of the material used in his presentation is included in the official record of this meeting.

(c) Legislative and Government Affairs Update

Mr. Fumero presented the update. A copy of the material used in his presentation is included in the official record of this meeting.

(d) Executive Director's Report

Mr. Finch presented the report. A copy of the material used in his presentation is included in the official record of this meeting.

District Staff, Presentations

(1) Water Resource Management

Ms. Naomi Duerr, Deputy Executive Director, Water Resource Management Group, presented the report. A copy of the material used in her presentation is included in the official record of this meeting.

(2) Water Resource Operations

Mr. Joseph Taylor, Deputy Executive Director, Water Resource Operations, presented the report. A copy of the material used in his presentation is included in the official record of this meeting.

(3) Corporate Resources Business Group

KinderCare recognized for National Certification by National Association for Education of Young Children.

This item was deleted.

(4) Everglades Construction Project Office

Everglades Construction Project / Comprehensive Everglades Restoration Plan Update

Mr. Joseph Schweigart, Director, Everglades Construction Project, presented the update. A copy of the material used in his presentation is included in the official record of this meeting.

C. Board Comment

Dr. Gleason presented an award to Mr. Aaron Higer.

Ms. Williams noted that the Lower East Coast Regional Water Supply Plan Advisory Committee ~~has been~~ may be decommissioned. She asked that General Counsel develop in February a list of options on how to proceed with planning for this issue.

Mr. Phil Parsons, Florida Sugar Cane League, asked that the Board review all its advisory needs.

Chairman Collins directed General Counsel to provide appropriate Water Resource Development Act language and options for Board consideration.

Mr. Fred Rapach, Palm Beach County Utilities, recommended that the Board take action today to decommission the advisory committees.

Motion by Dr. Gleason to decommission all Board advisory committees.

Mr. Gutierrez asked that the motion be amended to place the action in the context of replacing the advisory committees with the appropriate body as detailed in a recommendation in February 2001 by Office of Counsel.

Ms. Carter suggested that the Board take no action on this issue today, and defer consideration until February 2001. Board members agreed.

Motion withdrawn by Dr. Gleason.

Chairman Collins asked that Mr. Finch prepare a briefing on staff's strategy for the Comprehensive Everglades Restoration Plan land acquisition, a procurement policy for CERP construction work, and how the District's strategy interfaces with the CERP. He asked that staff present a timetable in February 2001 for developing these strategies.

(2) NEW BUSINESS

Public Input on Consent Agenda Items

There was no public comment under this item.

Consideration of Consent Agenda

Consent Agenda items are listed on the Board Agenda and Revisions Report. A copy of the Agenda and Revisions Report is included in the official record of this meeting.

Mr. Darryl Bell, Governing Board Operations Support, noted the following items pulled from section IIIB2 of the Consent Agenda:

Water Use and Environmental Resource Permit applications for Whippoorwill Woods (page 4, paragraphs 5 and 6), a Water use Permit application for Okeechobee Ranch (page 14, paragraph 6), and a Water Use Permit modification for Towne Park (page 20, paragraph 11).

Mr. Bell noted that item 35 has been pulled.

Ms. Williams abstained on III.B.2 (Variances).

Dr. Gleason abstained on III.B.2 (Variances).

Additions, Deletions, Substitutions

Ms. Naomi Duerr, Deputy Executive Director, Water Resource Operations, said changes have been distributed as part of the Regulatory Consent Agenda.

Chairman Collins noted the following changes handed out as additional backup to the Regulatory portion of the Consent Agenda (Item III.B):

PERMIT APPLICATIONS

Water Use

City of Dania Beach (page 1, paragraph 1): Postponed to February 15 Board

Martin County – North Jensen WTP (page 10, paragraph 1):
Postponed to February 15 Board

Environmental Resource

East Lee County Aquifer Recharge Project (page 8, paragraph 1):
Postponed to February 15 Board

Surface Water Management Extension

Squirrel Island Agricultural Project (page 23, paragraph 1):
Postponed to February 15 Board

Consent Agreements

Calusa Bay (page 24, paragraph 1): Postponed to February 15 Board

Peanut Island Staging Area (page 24, paragraph 2): Includes an
Addendum

City of St. Cloud WPA Canal (page 25, paragraph 7): Postponed to
February 15 Board

Martin County North Water Supply System (page 25, paragraph 8):
Postponed to February 15

Water Shortage Variances

Water Shortage Variances (page 27): Added

In addition, Water Use and Environmental Resource permit applications for Whippoorwill Woods (page 4, paragraph 5 and 6), and a Water Use permit application for Okeechobee Ranch (page 14, paragraph 6) were waived by the applicant and removed from the agenda.

Motion by Dr. Gleason to approve the Consent Agenda as revised. Motion approved.

IV. Board Discussion/Action: Public Hearing

A. Policy Implementation

1. Water Resources Management Business Group

Real Estate, Engineering, and Construction Division

**IV.A.1.a. This action was noticed under FAW Reference #1328
Approve the purchase of land interests containing 6.14 acres, more or less,
in Miami-Dade County, East Coast Buffer Project, in the amount of \$21,600.**

Ms. Betty Blankman, Interim Department Director, Real Estate, presented information on this item. A copy of the material used in her presentation is included in the official record of this meeting.

Motion by Mr. Minton to approve the purchase of land interests containing 6.14 acres, more or less, in Miami-Dade County, East Coast Buffer Project, in the amount of \$21,600; approve declaring surplus, disposal of, and removal from the asset records, any such structures and improvements deemed unnecessary for the stated purpose of the original land acquisition and authorize a Resolution to the Trustees of the Internal Improvement Trust Fund requesting reimbursement for this acquisition and associated costs.

Chairman Collins opened the public hearing and called for public comment. There was none. Chairman Collins closed the public hearing.

Motion approved.

**IV.A.1.b. This action was noticed under FAW Reference #1332
Approve the purchase of land interests containing 5.00 acres, more or less, in Lee County, CREW Project, in the amount of \$6,000.**

Ms. Blankman presented information on this item. A copy of the material used in her presentation is included in the official record of this meeting.

Motion by Ms. Williams to approve the purchase of land interests containing 5.00 acres, more or less, in Lee County, CREW Project, in the amount of \$6,000 and authorize a Resolution to the Board of Trustees of the Internal Improvement Trust Fund requesting reimbursement for this acquisition and associated costs.

Chairman Collins opened the public hearing and called for public comment. There was none. Chairman Collins closed the public hearing.

Motion approved.

2. Water Resources Operations Business Group

Vegetation & Land Stewardship Division

IV.A.2.a. Approve resolution advising the Department of Environmental Protection of the Save Our Rivers Program budget for FY 2001 in the amount of \$7,800,421 from the Water Management Lands Trust Fund.

Mr. Fred Davis, Director, Land Stewardship Department, presented information on this item. A copy of the material used in his presentation is included in the official record of this meeting.

Motion by Dr. Gleason to approve a resolution advising the Department of Environmental Protection of the Save Our Rivers Program budget for FY 2001 in the amount of \$7,800,421 from the Water Management Lands Trust Fund; and authorize the Executive Director or his designee to request reimbursement quarterly based on actual expenditures for land management, maintenance, and capital improvement activities. Motion approved.

V. General Public Comment

Ms. Erin Deady, National Audubon Society, commented on Section 34 acquisition funding. Her comments are included in a videotape of this meeting, which is available upon request.

Mr. Charles Lynn, Village of Wellington, commented on an update to a District agreement. His comments are included in a videotape of this meeting, which is available upon request.

Mr. Wayne Nelson, Fishermen Against Destruction of the Environment, commented on backpumping into Lake Okeechobee. His comments are included in a videotape of this meeting, which is available upon request.

Ms. Rosa Durando, Audubon Society of the Everglades, commented on issues involving Wellington Basin B. Her comments are included in a videotape of this meeting, which is available upon request.

VI. Board Discussion/Action: Discussion Items

A. Policy Implementation

1. Water Resources Management Business Group

Real Estate, Engineering, and Construction Division

VI.A.1.a Approve acceptance of a donation of land interests containing 42.1 acres, more or less, from the Trustees of the Internal Improvement Trust Fund within the STA 3/4 Project, Palm Beach County.

Mr. Blair Littlejohn, Division Director, Real Estate, Engineering and Construction, presented information on this item. A copy of the material used in his presentation is included in the official record of this meeting.

Motion by Dr. Gleason to approve acceptance of a donation of land interests containing 42.1 acres, more or less, from the Trustees of the Internal Improvement Trust Fund within the STA 3/4 Project, Palm Beach County. Motion approved.

VI.A.1.b. Approve an Amendment to the Application for Federal Assistance and Grant Agreement LWCF-1 with the U.S. Department of the Interior to increase the Grant Award in the amount of \$12,000,000 to be applied toward the purchase of land interests in the East Coast Buffer/Water Preserve Areas Project and the Grassy Island Ranch Project and authorize the Executive Director, or his designee to execute the Amendment. The cost share is \$6,000,000 for the Federal contribution and \$6,000,000 for the South Florida Water Management District contribution.

This item was deleted.

VI.A.1.c. Approve an Application for Federal Assistance and Grant Agreement with the U.S. Department of the Interior for land acquisition within the 8.5 Square Mile Area Project in the amount of \$12,000,000 and authorize the Executive Director, or his designee to execute the Application and Grant Agreement. The cost share is \$6,000,000 for the Federal contribution and \$6,000,000 for the South Florida Water Management District contribution.

This item was deleted.

VI.A.1.d. Status Update on ModWaters - 8.5 Square Mile Area Flood Mitigation Plan and Willing Seller Program.

Mr. Dewey Worth, Lead Environmental Scientist, presented information on this item. A copy of the material used in his presentation is included in the official record of this meeting.

Ms. Brenda Chailfour, attorney representing residents of the 8.5 Square Mile Area, noted that many homes are in the path of proposed District canals and levees.

VI.A.1.f. Wading Bird Responses to Water Levels: Recent Successes as a Model for RECOVER.

Mr. Dale Gawlik, Sr. Environmental Scientist, Everglades Department, presented information on this item. A copy of the material used in his presentation is included in the official record of this meeting.

Board Members agreed to consider item VI.A.6.a. at this time.

6. Office of Counsel

VI.A.6.a. Consideration of action to settle litigation expenditures.

Mr. Fumero presented information on this item. He said staff recommends approval of action to settle litigation expenditures in this case.

Motion by Mr. Gutierrez to approve action to settle litigation expenditures in: (1) Miccosukee Tribe of Indians of Florida v. South Florida Water Management District and Samuel Poole and Friends of the Everglades v. South Florida Water Management District. U.S. District Court, Southern District of Florida, Case Number(s) 98-6056-CIV and 98-6057-CIV; (2) Miccosukee Tribe of Indians of Florida, et al v. South Florida Water Management District et al., Circuit Court, Eleventh Judicial Circuit, Miami-Dade County, Florida, Case Number 99-03243 CA 01. Motion approved. Nay - Mr. Thornton, Mr. Minton.

Board Members agreed to consider item VI.A.1.e at this time.

Water Supply Division

VI.A.1.e. Update on the Revised Schedule and Status for the Rule Development of Minimum Flows and Levels.

Mr. William Scott Burns, Director, Water Use Regulation Department, presented information on this item. A copy of the material used in his presentation is included in the official record of this meeting.

Board Members agreed to consider section VI.A.3. at this time.

3. Corporate Resources Business Group

VI.A.3.a. A Review of Contracting Practices - Audit 01-01.

Mr. Allen Vann, Inspector General, presented information on this item. A copy of the material used in his presentation is included in the official record of this meeting.

VI.A.3.b. Procurement Process Improvements

Mr. Jock Merriam, Deputy Executive Director, Corporate Resources Business Group, presented information on this item. A copy of the material used in his presentation is included in the official record of this meeting.

Ms. Williams said many of her concerns about this issue have been addressed by staff. She said the Board should set policy as to what will be considered a Request for Proposals and what will be considered a Request for Bids.

Chairman Collins suggested that Ms. Williams and Mr. Merriam draft a policy for Board review.

VI.A.3.c. Update on Equity in Contracting Plan.

Mr. Merriam presented information on this item. A copy of the material used in his presentation is included in the official record of this meeting.

Ms. Colette Holt, Principal, Colette Holt & Associates, presented information on her review of the District's current policy and a series of recommendations to address concerns about this issue.

Mr. Sam Gilmore, a minority contractor, commented on this item. His comments are included in a videotape of this meeting, which is available upon request.

Items Pulled for Discussion

III.C.4.a. Authorize entering into a 210 day contract with URS Corporation for South WCA-2A Hydropattern Restoration Works in the amount of \$511,500, for which funds are budgeted. (Contract C-E224).

Mr. Randall Bushey, Director, Project Implementation, presented information on this item. A copy of the material used in his presentation is included in the official record of this meeting.

Motion by Dr. Gleason to authorize entering into a 210 day contract with URS Corporation for South WCA-2A Hydropattern Restoration Works in the amount of \$511,500, for which funds are budgeted. (Contract C-E224). Motion approved.

Board Members returned to consideration of the Discussion Agenda

B. Permits/Regulatory Matters

1. Water Resources Management Business Group

Environmental Resource Regulation Division

VI.B.1.a. Authorize staff to publish in Florida Administrative Weekly a Notice of Proposed Rulemaking regarding a proposed amendment to Rule 40E-4.091(1)(a), F.A.C.

This item was deleted.

VI.B.1.b. Consider Environmental Resource Permit Application 000428-4 for the Butts Property Pit.

This item was postponed.

C. Procurement Contracts

2. Everglades Construction Project Office

VI.C.4.a. Authorize entering into a 548-day contract with IT Corporation for West L-5 widening project in the amount of \$4,198,000

Mr. Richard Virgil, P.E., Senior Engineer, presented information on this item. A copy of the material used in his presentation is included in the official record of this meeting.

Motion by Ms. Williams to authorize entering into a 548-day contract with IT Corporation for West L-5 widening project in the amount of \$4,198,000 of which \$1,830,306 is budgeted in FY01 and the remainder is subject to Governing Board approval of the FY02 budget. (Contract C-E302). Motion approved.

VI.C.4.b. Authorize entering into a 796-day contract with It Corporation for the STA 3/4 supply canal in an amount \$9,259,548

Mr. Virgil presented information on this item. A copy of the material used in his presentation is included in the official record of this meeting.

Motion by Ms. Williams to authorize entering into a 796-day contract with It Corporation for the STA 3/4 supply canal in an amount \$9,259,548 of which \$3,546,396 is budgeted in FY01 and the remainder is subject to Governing Board approval of future fiscal year budgets. (Contract C-E301). Motion approved.

Board Members returned to consideration of section VI.A.2.

2. Water Resources Operations Business Group

VI.A.2.a. Water Conditions Report

Mr. Tommy Strowd, Division Director, Operations Control, presented the report. A copy of the report is included in the official record of this meeting.

VI.A.2.b Update on Miami-Dade Flood Recovery Efforts

Mr. Joseph Taylor, Deputy Executive Director, WRO, presented the report. A copy of the report is included in the official record of this meeting.

VI.A.2.c. Water Supply Contingency Plan

2. Water Shortage Declarations

- a. **Declare a Phase II Water Shortage for water users in the Lower East Coast Region, modifying Order #2000-183-DAO-WS which declared a Phase I Water Shortage, issued on December 14, 2000.**
- b. **Declare a Phase II Water Shortage (with modifications) for water users in those portions of the West Chain of Lakes Water Use Basin and the Upper Chain of Lakes Water Use Basin, that are within Orange County.**
- c. **Declare a Phase II water shortage for non-agricultural water uses from Lake Okeechobee and connected surface waters within the EAA Water Use Basin, Lake Shore Perimeter Water Use Basin, portions of Indian Prairie Water Use Basin and the St. Lucie River Water Use Basin, (modifying Order #2000-171-DAO-WS, November 29, 2000, which declared a Phase I Water Shortage.**

Mr. Joseph Taylor, Deputy Executive Director, WRO, presented information on this item. A copy of the report is included in the official record of this meeting.

Mr. Dean Powell, Deputy Division Director, Water Supply Division, presented information on Water Shortage Declarations. He said staff recommends approval.

Mr. Tony Cotter, Orange County Utilities, expressed concern about the reduction of water pressure mandated by the water shortage orders. He said a higher level of water pressure is required for the County's fire suppression systems. A copy of his comments is included in a videotape of this meeting, which is available upon request.

Mr. Steve Walker, representing the Seminole Tribe of Florida and Florida Water Services, commented on the effect of water restrictions on the public. A copy of his comments is included in a videotape of this meeting, which is available upon request.

Motion by Dr. Gleason to declare a Phase II Water Shortage for water users in the Lower East Coast Region, modifying Order #2000-183-DAO-WS which declared a Phase I Water Shortage, issued on December 14, 2000. Motion approved.

Motion by Dr. Gleason to declare a Phase II water shortage for non-agricultural water uses from Lake Okeechobee and connected surface waters within the EAA Water Use Basin, Lake Shore Perimeter Water Use Basin, portions of Indian Prairie Water Use Basin and the St. Lucie River Water Use Basin, (modifying Order #2000-171-DAO-WS, November 29, 2000, which declared a Phase I Water Shortage. Motion approved.

Motion by Ms. Carter to declare a Phase II Water Shortage (with modifications) for water users in those portions of the West Chain of Lakes Water Use Basin and the Upper Chain of Lakes Water Use Basin, that are within Orange County. Motion approved.

Public Comment

Ms. Rosa Durando, Audubon Society of the Everglades, commented on an item added under the Revision Report concerning an omnibus settlement with Rowan Construction - PSL, Inc. Her comments are included in a videotape of this meeting, which is available upon request.

VII. Pulled Consent Agenda Items

III.B.2. Water Use Permit modification for Towne Park (page 20, paragraph 11)

Ms. Rosa Durando, Audubon Society of the Everglades, commented on this item. A copy of the material used in her presentation is included in the official record of this meeting.

Motion by Dr. Gleason to approve. Motion approved.

VIII. Miscellaneous

General Public Comment

Ms. Brenda Chalifour, Save Our Shorelines, commented on a proposed CDD for the Diplomat Hotel in Miami. Her comments are included in a videotape of this meeting, which is available upon request.

Motion by Mr. Berger to oppose the planned CDD for the Diplomat Hotel, unless the District's Ad Valorem taxing rights are upheld. Motion approved.

C. Board Comment

There was no additional Board comment.

D. Adjournment

There being no further business to come before the Board, the meeting was adjourned at 3:30 p.m.